

BOARD OF SELECTMEN

June 27, 2017

In attendance: Chairman Tavares and Selectmen Provenzano, Mahoney, Cavacco, and Joyce, and Town Manager Melissa Arrighi.

Executive Session, published and scheduled for 6 pm, was cancelled.

Chairman Tavares called the meeting to order at 7 pm and the Board conducted the Pledge of Allegiance. He then welcomed the July 4 Inc. to the podium.

July 4th Inc. representatives gave an overview of the upcoming July 4, 2017 events. This was followed by presentations of donations from Fit Factory and Wood's Seafood.

Chairman Tavares then welcomed Indivisible Presentation representatives to the podium. Ms. Brown stated that the goal of this group is to increase Plymouth voter turnout by 400% by 2020. She presented an award to Mr. Joseph Hurley of Precinct 15 and to Mark Donahue for Precinct 9. Both individuals accepted the award with thanks. However, Mr. Hurley did indicate that he was only accepting the award temporarily until Precinct 15 had the opportunity to vote on it. He wanted to make sure that it was a non-partisan award.

Farmer Brewery Pouring Permit (continued public hearing)

On a motion by Mr. Provenzano, seconded by Ms. Joyce, the Board voted to approve the pouring permit for Farmer Brewery. 5/0 Chairman Tavares just reiterated to the applicant that they needed to be mindful of the neighborhood in terms of noise.

Public Comment

Jennifer Hanlon wanted to speak about the dog park proposal for West Plymouth. The Chairman suggested she wait until later in the evening when the Board discusses that issue.

354 Ryder Way – Selectman Cavacco made a motion to allow Mr. Scagliarini to reside back on property while negotiations are ongoing. Mr. Tavares seconded the motion. Selectman Joyce commented that there is no current lease and as such, she wonders if this conversation should not take place because of legal matters. Mr. Provenzano remarked that he will vote against this motion as it could create tenancy and he would not vote in favor of a resolution that would do that in any way and could compromise the Town and the public's legal position. Mr. Mahoney does not support the motion, he stated that some members of the public have romanticized the position of Mr. Scagliarini staying until the end of time. He walked through the history of this tenancy and spoke briefly about the future of a public dock at that location. Ms. Joyce agreed

and would not support the motion. On a vote, there were 2 in favor and 3 in opposition. The motion fails.

White Horse Beach Parking Committee – Selectman Cavacco started a conversation about making further changes in the White Horse Beach area in terms of alleviating some of the parking problems and invoking some of the recommendations that have been made in the past.

On a motion by Selectman Cavacco, seconded by Mr. Mahoney, the Board voted to look at steps to take action on allowing parking on one side of Beach Street, Asiaf, Pearl, Hilltop, Kevin and Pine with accompanied signage and line painting by the DPW. She indicated that this will allow the police to do better enforcement. 5/0

The Board discussed the possible creation of another WHB parking committee at the suggestion of Selectman Cavacco. Ms. Cavacco envisioned a 5 member committee from the WHB area. Mr. Tavares said that he would want to see all interested parties/associations represented because parking in that area is a hot button topic. Selectman Joyce wanted the vacancies opened and advertised so that a fair process exists for all interested candidates. Mr. Provenzano asked about the specific charge of the committee. Ms. Cavacco stated that it would be to implement and develop the parking regulations for the WHB parking district.

On a motion by Selectman Cavacco, seconded by Selectman Mahoney, the Board voted to create a White Horse Beach Parking District Committee with five members to be appointed by the end of July. 5/0

Licenses:

On a motion by Selectman Provenzano, seconded by Mr. Mahoney, the Board voted to approve the amplified music permit for Jon Dorn/Brewster Productions for four dates. 5/0

On a motion by Selectman Provenzano, seconded by Mr. Mahoney, the Board voted to approve the amplified music permit for Goose Point Café for July 4th event at Nelson Park Concession area. 5/0

On a motion by Selectman Provenzano, seconded by Mr. Mahoney, the Board voted to approve the change of ownership for fuel storage at 86 Sandwich Street, 5/0

On a motion by Selectman Provenzano, seconded by Mr. Mahoney, the Board voted to approve the change of manager for the liquor license for the American Legion Post. 5/0

Administrative Notes:

On a motion by Selectman Provenzano, seconded by Mr. Mahoney, the Board voted to appoint Jennifer Young as Plymouth's Representative to Old Colony Elder Services Board. 5/0

Aquaculture Regulations

The Selectmen discussed the clarification from staff on the aquaculture regulations and how the proposed language would clearly clarify the practice and intent of limiting licensees to 4 acres per household.

Mr. Withington Jr. spoke in favor for the approval of his license. Mr. Chairman explained that his license application was not on for this evening and would be the next Selectmen's meeting.

Mr. Withington Sr. spoke against the language clarification in the aquaculture regulations that was being requested by staff.

Ms. Arrighi explained that the aquaculture regulations, as they exist, are being applied in a manner that limits one household to four acre license. Staff intent on the request this evening was strictly to ensure the regulation language of this 4 acre limit practice was more clear. She then gave an example of Mr. Doyle and his son both applying initially for a license from the same household. This was not allowed and the junior Mr. Doyle moved to a new address. She added that is now what has occurred with Mr. Withington and Mr. Withington Jr., as the latter had recently provided the Town with a signed lease of his new address. For that reason, Withington Jr. would now qualify for consideration of an aquaculture license, as his address had changed. Thus he no longer would be requesting a license in violation of the intent and practice of the existing aquaculture regulation. Thus the 4 acre maximum per household still in place, per regulation. At the end of discussions, the Board did not vote for any language clarification to the regulation, however, they did not make any change to the maximum per household practice and application in the current aquaculture regulations.

On a motion by Ms. Joyce, seconded by Mr. Provenzano, the Board voted to accept a \$25,000 donation from George Demeter to be placed towards the sea wall repair by the property commonly known as Bert's on Warren Avenue. 5/0

On a motion by Mr. Provenzano, seconded by Ms. Joyce, the Board voted to approve exclusive vending rights to project arts of Plymouth for the Waterfront Concert Events. 5/0

Dog Park

The Chairman invited the former speaker, Ms. Hanlon, back to the podium. Ms. Hanlon spoke against the dog park in the recreation area in West Plymouth. She felt that there were too many unanswered questions regarding the non-profit organization that wanted to manage the site. She was concerned that the funding they would need to effectively manage the area was not being adequately raised.

Ms. Cavacco suggested that the President of the Non Profit organization, Friends of Plymouth Dog Park, come present to the Selectmen on fundraising plans. Mr. Chairman confirmed that they could present at the next meeting.

Ms. Arrighi ask that the Selectmen approve the MOU between the Town and FPDP with the understanding that the Town Manager will terminate the MOU and withdraw the ensuing grant application or reject the award based on the Selectmen's directive at the next meeting on this subject. In that way, there is no risk of the Town missing the grant application deadline of July 1st.

On a motion by Selectman Provenzano, seconded by Selectman Mahoney, the Board voted to execute and submit the MOU with the caveat that the Town can withdraw the application and terminate the MOU if they so choose.

On a motion by Selectman Provenzano, seconded by Mr. Mahoney, the Board authorized the Chairman to sign the fuel storage applications for a reduction of tank capacity at the airport and to sign the MassDOT Permitting process documents for the Taylor Avenue Project. 5/0

New Business/Old Business/Letters

Ms. Cavacco spoke about the Manomet Elementary School playground and read into the record two separate letters offering to help build the playground. The first was an offer by James Brown on behalf of the Firefighters Union and the second was from Dale Webber on behalf of COBRA.

Selectman Joyce indicated that the Board of Selectmen had all participated in the large "family feud" fundraising effort for this playground. She stated that Mr. Joyce had served as emcee and it was a large capital fundraiser for this playground and thus they would be happy to volunteer and participate on the day that the playground is built.

Mr. Mahoney asked about the progress of the Simes House bid award. Ms. Arrighi explained that there were two issues holding up the awarding of the bid. The first was that there were some zoning challenges in that the lot was zoned in a way that would preclude such events as weddings, barmitvahs, or the like. The Town would not want to set up this management company to fail if their financial plan was contingent on holding such events. In addition, there were some issues being reviewed by Town Counsel in terms of many of the management company members were also members of the Town's Advisory and Finance Committee.

Selectman Joyce commented that she had participated in the Review Team for the Simes Management bid and had some outlying issues that should be clarified in any agreement, including who would perform landscaping, post all fees for use on a public website for purposes of transparency, conduct snowplowing operations, and that the Directors be bonded as this is a 4 million dollar Town asset.

Ms Cavacco asked if Mr. Brindisi could reach out to her over the driveway selected location at the Simes House so she could understand the process to select the back driveway as an entranceway and not Manomet Point Road.

Mr. Tavares spoke about the possibly of making Howland Street one way from Main to Water Street. Ms. Arrighi will refer that to the PTTF.

Mr. Tavares also requested that a letter go out to the Dept. of Correction Commissioner regarding elopements aka escapees from the new facility in the state forest. The letter should request an immediate meeting to discuss the problems and be copied to the state delegation.

On a motion by Selectman Joyce, seconded by Mr. Mahoney, the Board voted to adjourn at 9:22 pm.

Clerk: Melissa Arrighi